IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION No. 1501 OF 2007

Office Notes, Office :	
Memoranda of Coram, :	
appearances, Court's :	Court's or Judge's
orders or directions :	order
and Registrar's	:
orders	:

Mr. A. M. Sarraogi, advocate for the petitioner.

Mr. P. S. Hingarani, APP for the respondent No.1.

Mr. Rakesh Kumar i/b Kamlesh Singh, advocate for respondent No.2.

CORAM : R. M. S. KHANDEPARKAR, J.
AND
Smt. V.K. TAHILRAMANI,JJ.

DATE : SEPTEMBER 18, 2007.

PC

. The learned APP states that investigation pursuant to the FIR is already complete, neither the charge-sheet, nor any other report has yet been filed in the Court, and necessary action in that regard will be taken as early as possible. In view of the said statement made by the learned APP, question of entertaining the

petition for quashing FIR does not arise at this stage. Since neither the charge sheet, nor report has been filed, consequent to the completion of investigation. The petition is squarely premature. In the result, petition is liable to be dismissed. We have not expressed our opinion on any of the points sought to be raised in the matter. In the circumstances, the petition is dismissed as premature.

2. Needless to say that, this cannot preclude the petitioner from approaching the Court afresh, in case need arises for the same. With this observation, petition is dismissed.

Sd/-
[R.M.S. KHANDEPARKAR,J.]

Sd/-
[Smt. V. K. TAHILRAMANI, J.]